PetersonDelleCave LLP
Attorneys at Law

Woolworth Building
233 Broadway, Suite 1800
New York, NY 10279
(212) 240-9075

VIA ECF
Honorable James C. Francis
United States Magistrate Judge
Southern District of New York
500 Pearl Street,
New York, NY 10007

Re: Shonda Brown v. NYC et al
14-CV-07271 (AJN)

November 4, 2015

Your Honor;

I am writing to request that several discovery issues be addressed at tomorrow's settlement conference in the event that this matter does not settle.

The discovery issues are as follows. (1) Defendant Smith is refusing to attend his deposition or answer any questions and "is invoking his Fifth Amendment right in this matter". (2) Defendant Myers-Ricks' attorney, Gerald Douglas, has failed to respond to numerous mails and emails regarding dates for the deposition of his client. (3) Defendant City of New York is objecting to our request for a F.R.C.P. 30(b)(6) individual regarding the City's practice and policy of handling inmates housed in Rikers Island prison's psychiatric facility, despite several attempts on our part to resolve this via a phone conversation. (4) Defendant City of New York has responded to Plaintiff's Monell Discovery Requests with a refusal to produce even one page of documentation despite the issue of the City's treatment of inmates housed in the psychiatric unit at Rikers being a regular item in New York City's major daily newspapers.

I am making this request in the hope that motion practice might be avoided.

Respectfully submitted,

/s/

Duncan Peterson